

Kentucky Commission on Small Business Advocacy



Kentucky Cabinet for Economic Development

2006-2007 Annual Report



Table of Contents

| | |
|--|-------|
| Report of the Chairman..... | 1 |
| Report of the Executive Director..... | 2 |
| Introduction to the Commission on Small Business Advocacy..... | 3-8 |
| CSBA Membership | |
| CSBA Member Update | |
| CSBA Meetings | |
| CSBA Meeting Highlights | |
| Organizational Background | |
| Regulatory Review..... | 9-11 |
| Legislative Activity | 11-12 |
| CSBA Website | 13-14 |
| Outreach Efforts | 15 |
| Survey- Concerns of Small Business..... | 16 |
| Kentucky Small Business Information System..... | 17-19 |
| Appendices | Tab 1 |
| CSBA Board Member Listing and Profiles | Tab 2 |

Report of the Chairman

On behalf of the members of the Commission on Small Business Advocacy, I am proud to submit our 2nd Annual Report to Governor Fletcher highlighting our efforts to help protect the interest of Kentucky's small business community. Over the past year, the CSBA and its staff have been busy carrying out our statutory responsibilities to this vital sector of the economy.

This effort would not be possible without the commitment of a number of key individuals and institutions, namely Governor Ernie Fletcher, the Kentucky General Assembly and the leadership of the Cabinet for Economic Development. Continuing to provide a healthy operating environment that promotes profitability and ultimately affects the bottom-line of small businesses enables us to show that "small business matters" in Kentucky.

The Annual Report serves not only to highlight the past year's activities carried out by the CSBA but also to reinforce the commitment and dedication of all Commission members to ensure that small businesses in Kentucky are fairly represented in the regulatory development process. Our role as regulatory "watchdogs" has been recognized by other Kentucky Cabinets, as well as the top federal advocacy agency within the SBA. It was an honor to be invited to participate in the Annual Small Business Advocacy Conference this year where the SBA recognized the CSBA as one of the successful advocacy programs around the country.

The strategic planning efforts undertaken last year created the foundation and framework for a successful small business advocacy program in Kentucky. Our program is moving forward based on three initiatives - Regulatory Review, Communications and Partnership. These initiatives will be described in the following pages.

As Chairman and owner of a small business in Kentucky, I am honored to have the opportunity to represent the business owners in this great Commonwealth. Please be assured that the Commission on Small Business Advocacy takes its role and mission as strongly as the individuals and agencies that have empowered it. If you have any questions or concerns, do not hesitate to contact me or any Commission or staff member.

Thank you,

Greg Burkot
Chairman

Executive Director's Report

Over the past year, the Commission on Small Business Advocacy continued its commitment to advocate for Kentucky small businesses and help promote the value of this vital sector of the state's economy. According to the latest Small Business Administration's statistics, 82,400 companies, or 97% of all Kentucky firms, are considered small businesses. Therefore, the Commission has a tremendous opportunity and responsibility to help the majority of Kentucky's businesses navigate the maze of state regulations and policies that impact their bottom-line.

During the past year, the CSBA staff continued to carry out one of its primary charges of reviewing regulations. The CSBA staff reviewed 328 newly proposed state regulations and assessed their impact on companies of 50 or less. Most regulations pertained to environmental concerns, tax issues, or to a specific industry such as horseracing or contractors. In many instances, the regulations reflected mandates by the federal government in areas related to Medicaid and other healthcare issues. A number of new regulations resulted from legislation passed in the previous General Assembly, related to such items as mine safety, and taxation.

We review each regulation looking for ways to protect the needs of small businesses by making sure implementation is not overly burdensome or creates an undue hardship. I am happy to report that the Kentucky Cabinets involved with promulgating regulations are doing so in such a way that does not adversely impact the small business community in Kentucky. Kentucky remains "open for business" and continues to be a friendly place to operate and grow a small business.

In our second year, the Commission on Small Business Advocacy continues to develop and expand its program by promoting both locally and nationally. We have shared our mission and accomplishments with small businesses and leadership groups across the state. At the national level, Kentucky's advocacy efforts were recognized by the federal SBA Office. The CSBA was invited to present our program at the SBA conference in Kansas City, Missouri. This was an impressive accomplishment for a young organization and a testament to the success of Kentucky's program.

The success of Kentucky's advocacy program is an outgrowth of a number of factors, including a dedicated group of Commissioners, who as small business owners and advisors, are committed to helping this part of Kentucky's economy. The CSBA staff and others within the Cabinet for Economic Development contributed to the continued success of the organization. I am proud of our accomplishments and look forward to helping guide and direct the CSBA in its mission of being a regulatory "watch dog" and promoter for small business in the Commonwealth of Kentucky.

Thank you,
Kenneth Robinson

Introduction to the Commission on Small Business Advocacy:

The members and staff of the Commission on Small Business Advocacy (CSBA) are pleased to present this report of activities for the 2006-07 fiscal year (July 1, 2006 – June 30, 2007).

The Commission on Small Business Advocacy continues to carry out its role as one of the designated advocates for small business within state government. By residing within the Kentucky Economic Development Cabinet, the CSBA can glean from a wealth of related services and expertise to carry out its mission of representing small businesses in the regulatory process.

The mission statement contained in the bylaws of the Commission on Small Business Advocacy states:

“The mission of the Commission is to make the Commonwealth a state that is friendly to small business through education, cooperation, and advocacy on behalf of small businesses.”

CSBA Membership:

The Commission members represent a diverse and unique mix of small businesses throughout Kentucky. Each member comes to the Commission with an appreciation of small business issues and a commitment to represent the specific needs of this segment of the state’s economy. The overriding goal of this Commission is to be the voice of reason for Kentucky’s small business community during the regulatory and legislative development process. Its ultimate goal is to intervene in the process when newly proposed regulations or legislation are deemed to be overly burdensome to Kentucky’s vast small business community.

To help carry out its mission the CSBA relies on the expert input and assistance of a thirteen member commission, appointed by Governor Ernie Fletcher (Executive Order 2005–895) (2005). Two members are appointed from each of the six Congressional Districts within Kentucky, with one additional “at-large” appointment.

The following table shows members of the commission who served the CSBA over the past 12 months:

| | |
|--|--|
| Greg Burkot, 2nd District Chairman | Audwin Helton, 3rd District Interim Vice Chair |
| Vivian Llambi, 4th District Commission Secretary | Todd Duff, 1st District |
| Loretta Daniel, 1st District | Keith Bratcher, 2nd District |
| Tom Underwood, 3rd District | Suzan Ross, 4th District |
| Ray White, 5th District | Donna Vance, 5th District |
| Elizabeth Pitchford, 6th District | Ajay Gupta, 6th District |
| Judy Moore, At-Large (Resigned) <i>Honorary Member</i> | |

CSBA Member Update:

On August 18, 2006, the Commission's At-Large member, Judy Moore, presented the Commission, and Governor Ernie Fletcher, with a letter of resignation from the appointment of at-large member and Vice Chair due to health problems. In October of 2006, Ms. Moore was presented with Resolution No. 06-CSBA-01, which named her as an honorary member of the Commission on Small Business Advocacy. Audwin Helton, 3rd District, was nominated and confirmed as the Interim Vice Chair during the October 2006 Commission meeting. Consequently, this interim appointment left a vacancy within the Executive Committee. Suzan Ross, 4th District, was nominated and confirmed to fill the vacancy at the October 2006 meeting as well.

Commission on Small Business Advocacy Meetings:

The bylaws require that the CSBA hold quarterly meetings. Between July 1, 2006, and June 30, 2007, the Commission on Small Business Advocacy held four quarterly meetings of the Executive Committee and the full Commission on July 21st, October 17th, January 23rd, and May 22nd.

The CSBA invited a variety of knowledgeable and informative speakers to the each of the meetings. The following is a brief introduction to the various topics and their presenters.

CSBA Meeting Highlights:

July 21, 2006

Presentation – Kentucky E³ Integrated Workforce Solution

Linda Pankratz, Program Manager

E³ Integrated Workforce Solution (e³.ky.gov), is a demand-driven technology solution that integrates Kentucky's education, employment, and economic development data.

October 17, 2006

Presentation – “Emerging Issues for 2007”

Bryan Sunderland, Director of Public Affairs

Kentucky Chamber of Commerce

The Kentucky Chamber is monitoring business issues related to workers compensation, medical cost issues, tax policies, and air quality regulations impacting businesses in Kentucky.

January 23, 2007

Presentation – “Broadband Issues Serving the Kentucky Small Business Community”

Brian Mefford, President and CEO

ConnectKentucky

The nationally recognized program that is bringing broadband access to all parts of the state to meet the technology needs of businesses, students, and household users.

Presentation – Proposed Air Toxic Regulations

John Lyons, Director of Kentucky

Environmental and Public Protection Cabinet

The Division for Air Quality presented proposed air toxics regulations for those businesses that are required to obtain a permit. The DAQ calculates that approximately 604 small businesses will be impacted by the proposed regulations.

May 22, 2007

Presentation - Proposed changes to the Family and Medical Leave Act

Stan Lampe, Vice President, Business and Community Advocacy

Northern Kentucky Chamber of Commerce

Tim Becker, IRI Solutions, Chairman

Rachel Zahnister, Taft, Stettinius & Hollister

The Chamber reviewed the proposed changes and their survey that was requested by the Kentucky Department of Labor.

Presentation – Kentucky Entrepreneurial Network (KEN)

Becky Naugel, Director, Small Business Development

KEN is a proposed program that would create a clearing house for businesses to aid in finding programs designed to help start, expand, or preserve businesses in Kentucky.

Organizational Background:

Federal History:

In 1980, Congress enacted the federal Regulatory Flexibility Act (RFA) requiring federal agencies to consider the impact of new regulations on the country's smaller business entities.

Congress strengthened the Regulatory Flexibility Act in 1996 by passage of the Small Business Regulatory Enforcement Fairness Act (SBREFA). This Congressional action reinforced the RFA by requiring additional economic impact analysis designed to assess the effects of new federal regulations on small businesses throughout the nation.

In 2002, President George W. Bush, by Executive Order, reinforced the federal government's commitment to small business entities by requiring all agencies to submit proposed regulations to the Small Business Administration's Office of Small Business Advocacy for prior review, and mandated that their comments be considered in the final rule-making process. This action also created the "Model Regulatory Flexibility Legislation" available to states desiring to initiate their own small business regulatory oversight efforts. This action helped to form the model from which the current Kentucky Commission on Small Business Advocacy was developed.

Below is a timeline of the federal actions that preceded the establishment of Kentucky's small business advocacy efforts:

- **1980** – Congress passed Regulatory Flexibility Act (RFA)
 - Recognized the impact of regulations on small business
 - Required agencies to assess adverse impacts of regulation on small entities
 - Mandated alternatives to lessen burden of regulations on small businesses
- **1996** – Congress passed Small Business Regulatory Enforcement Fairness Act - (SBREFA)
 - Required additional economic impact analysis
 - Required EPA and OSHA to consult with small businesses prior to release of new rules
 - Enabled judicial review of agency rule-making (required consideration of input from small businesses)
- **2002** – Executive Order 13272 – President George W. Bush
 - Reinforced obligations of agencies to comply with RFA
 - Required notification of proposed rules to Small Business Administration's (SBA) Office of Advocacy and mandated agencies to consider their comments
 - Prompted state "Model Regulatory Flexibility Legislation" (basis for Kentucky's Commission on Small Business Advocacy)

State History - Kentucky Regulatory Flexibility Legislation and Actions:

- **1998 - HB 780** – Created a subcommittee on Small Business Regulation
- **2004 - HB 609** - Required administrative agencies or bodies to e-mail a copy of proposed administrative regulations that “may impact small business” to the Commission on Small Business Advocacy within one working day after filed

“This bill recognizes the vital role that small business plays in growing jobs and opportunity within the state. We must work to create an environment that fosters small business growth” –

Governor Ernie Fletcher, U.S. Small Business Administration publication, Regulatory Flexibility: What It Is And Why It Matters (2005).

- **2005 - Executive Order 2005-571 (2005)** - On June 17, 2005, Governor Ernie Fletcher issued Executive Order 2005-571 reorganizing the Commission to function more efficiently.
- **2005 - Executive Order 2005–895 (2005) - Appointment of Commission Members**
Governor Ernie Fletcher appointed the 13 members of the Commission.
The membership is comprised of two representatives from each of the six Congressional Districts.

KRS 11.200 CSBA Purpose:

- Address matters of small business as it relates to government affairs;
- Promote a cooperative and constructive relationship between state agencies and the small business community;
- Coordinate and educate the small business community of federal, state, and local government initiatives of value and importance to the small business community;
- Create a process by which the small business community is consulted in the development of public policy;
- Aid the small business community in navigating the regulatory process, when that process becomes cumbersome to the small business community; and
- Advocate for the small business, as necessary when regulatory implementation is overly burdensome, costly, and harmful to the success and growth of small businesses in the Commonwealth

KRS 13A Filing Administrative Regulations:

“If small business may be impacted by an administrative regulation, the administrative body shall e-mail a copy of the administrative regulation as filed, and all attachments required by KRS 13A.230(1), to the executive director of the Commission on Small Business Advocacy within one (1) working day after the date of the administrative regulation is filed with the Commission. The e-mail shall include a request from the administrative body that the Commission on Small Business Advocacy review the administrative regulation in accordance with KRS 11.202(1)(e) and submit its report or comments in accordance with the deadline established in subsection (1)(c) of this section. A copy of the report shall be filed with the regulations compiler.”

KRS 11.202 (a-d) Our Duties:

- Coordinate and promote the awareness of the Federal Small Business Regulatory Enforcement Fairness Act of 1996, and its subsequent amendments within the small business community of the Commonwealth;
- Develop a process by which the small business community is made aware of state legislation and administrative regulations affecting it, both prior to its enactment and during its implementation;
- Advocate for the small business sectors when state legislation and administrative regulations are overly burdensome, costly, or harmful to the success and growth of the sector; and
- Collect information and research those public policies and government practices which are helpful or detrimental to the success and growth of the small business community; and
- Review administrative regulations that may impact small business

KRS 11.202(e) Duties of CSBA shall include:

In acting as an advocate for small business, CSBA may submit a written report to the promulgating administrative body to be considered as comments received during the public comment period required by KRS 13A.270(1)(c). The report may specify CSBA’s findings regarding the administrative regulation, including an identification and estimate of the number of small businesses subject to the administrative regulation, the projected reporting, recordkeeping, and other administrative costs required for compliance with the administrative regulation, and any suggestions the commission has for reducing the regulatory burden on small businesses through the use of tiering or exemptions, in accordance with KRS A.210. A copy of the report shall be filed with the regulations compiler of LRC.

Regulatory Review:

A significant portion of the Commission's statutory obligation is to review all state regulations and legislation, assess their impact on small business, and advocate on behalf of the small business sectors when regulations are overly burdensome or harmful to the small business sector in Kentucky.

As of June 29, 2007, the close of the fiscal year, the CSBA received, reviewed, and catalogued 328 regulations. These regulations were submitted for review by the promulgating agency or gleaned from the "Administrative Register of Kentucky," published by the Legislative Research Commission. *See appendix #1 for Regulatory Tracking Summary.*

The new regulations reviewed by the CSBA came to the CSBA from six Executive Cabinets with the bulk coming from the Environmental and Public Protection Cabinet and the Finance and Administration Cabinet. Together these two agencies make up 84% of the regulations reviewed and logged in by the Commission.

As shown in the chart below (*figure 1*), 67% of the related regulations for the 2006-2007 fiscal year were from agencies within the Environmental and Public Protection Cabinet (EPPC). Regulations reviewed by the Commission focused on Occupational, Safety and Health Administration (OSHA) compliance, solid waste, drinking water, electrical, plumbing, and air quality.

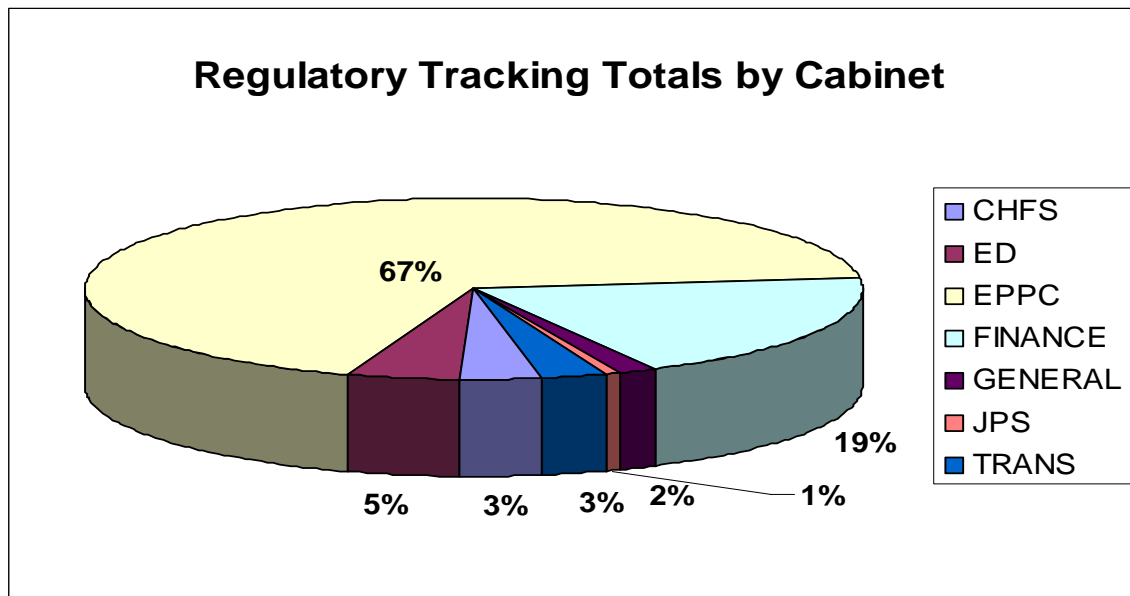
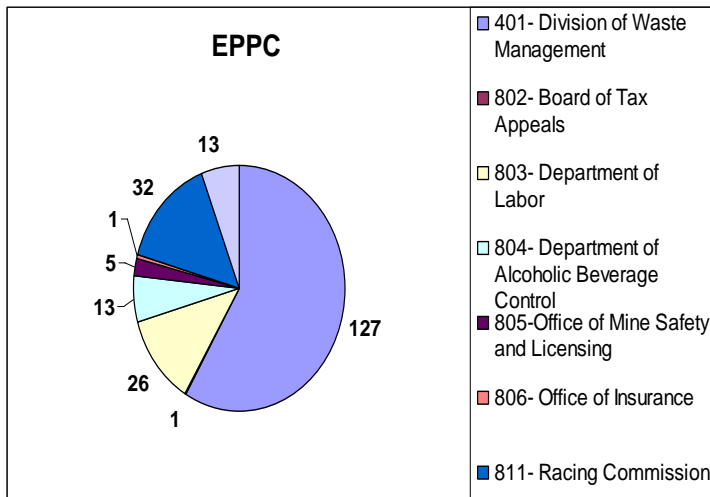


Figure 1

Legend Key: Cabinet for Health and Family Services (CHFS)
Education Cabinet (ED)
Environmental and Public Protection Cabinet (EPPC)
Finance and Administration Cabinet (FINANCE)
General Government Cabinet (GENERAL)
Justice and Public Safety Cabinet (JPS)
Transportation Cabinet (TRANS)



An analysis of the regulations coming from the EPPC indicated that they were initiated by six Departments or Divisions. As noted in *figure 2*, 127 of the 218 proposed regulations (58%) forwarded to the CSBA from the EPPC pertained to the Division of Waste Management. These regulations related to topics ranging from underground storage tank safety to compliance with air emission standards and programs.

Figure 2

The second largest group of regulations reviewed (19%) originated in the Finance and Administration Cabinet. These regulations concentrated on tax related issues, business organization structure and those necessary to comply with the legislative intent of the Kentucky General Assembly.

When significant new regulations or changes to existing regulations are proposed, the CSBA reviews them for any potential adverse impact to the small business community. Items related to compliance issues, licensing, fines, reporting requirements and other documentation catch the attention of the CSBA reviewer. Any one of these items, individually or in combination, can create significant problems for a small business owner if not reasonably implemented.

To be effective, the CSBA reviews all proposed regulations in a timely manner, formulates its position, and is prepared to comment within the established timeframe. Each regulation has a prescribed hearing date for both public and written comments.

Additionally, regulations that pose a potential threat to small businesses in Kentucky are posted on the Regulatory Alert page of the CSBA website at www.KySBA.com. The alerts are organized by the various Kentucky cabinets, and readers can review the pending regulation and submit comments to the CSBA staff. During the past year, the following nine regulations were posted for comment:

| |
|--|
| 921 KAR 1:140 – Child Support Collection |
| 803 KAR 2:180 – OSHA, Recordkeeping |
| 401 KAR 64:001 – Definitions for Chapter 64 |
| 401 KAR 64:005 - Air Toxic Levels of Concern |
| 401 KAR 64:020 – Risk Assessment |
| 401 KAR 64:010 - Air Toxic Sources |
| 401 KAR 64:030 - Safety Net |

| |
|--------------------------------|
| 401 KAR 64:050 – Public Review |
|--------------------------------|

No comments were received regarding the posted regulations. Any comments received from the website will be used by the CSBA to formulate its opinion about a pending regulation.

Formal CSBA comments require that the Commission adhere to an established process as noted in *Appendix 2*. This process requires an internal legal review of a regulation which helps to identify any potential legal or practical issues. This legal analysis and any other information collected by the staff is shared with CSBA members to determine ways of lessening the impact on small businesses. All information is then presented to the Executive Committee for consideration before any official action or comments are made.

During the 2007 fiscal year, the CSBA found no reason to convene a special Executive Committee for the purpose of commenting on a particular regulation. This situation can be attributed to a number of factors. One factor is that all Kentucky Cabinets and their regulation writers are aware of the Commission on Small Business Advocacy's "watchdog" role and are taking into consideration the needs of small businesses during the regulation writing process. The case can also be made that Kentucky state government is becoming more sensitive to the needs of small businesses which translates into regulations that respect the needs of this significant part of the state's economy. This situation will likely change from year to year, depending on the types of regulations deemed necessary by the various Executive Cabinets, the priorities and subsequent activity of the General Assembly, or new regulations responding to federal government requirements. As Kentucky's small business watchdog agency, the CSBA stands ready to receive and review all proposed state regulations and comment when necessary to advocate the position of this vital segment of the economy.

Legislative Activity:

The CSBA staff continued its role of assisting the Cabinet for Economic Development to provide the small business perspective on proposed legislation as part of the 2007 Regular Session of the General Assembly. The staff provided reviews of 15 proposed bills during this short session.

The CSBA continues to develop a small business ombudsmen reporting system and to provide support to the effort of establishing the new internet based regulatory system referred to as "RegWatch", which was contained in HB 374 passed during the 2006 Regular Session of the General Assembly. The RegWatch system enables anyone to register online and be notified in advance of all proposed regulations, fitting a self selected profile.

HB 374 (2006 General Assembly)

The CSBA staff continues to be directly involved with the development of the RegWatch program, which is being coordinated by the Commonwealth Office of Technology. Also, the CSBA is developing a standardized reporting form to be used by the designated small business ombudsman in each Cabinet. This electronic reporting form will be used by the ombudsmen to record the number and nature of small business inquiries as required by the legislation. The information will be compiled and submitted to the CSBA as part of an annual report, due no later than December 1st each year. (please see Appendix 3 for an example of the Small Business Ombudsman Reporting Form)

Tax Increase Prevention and Reconciliation Act of 2005 (Public Law 109-222)

A provision of Public Law 109-222, the Tax Increase Prevention and Reconciliation Act of 2005 (TIPRA), will impose a three percent withholding tax on contractors bidding on most governmental contracts. The Kentucky Commission on Small Business Advocacy voted to inform the Kentucky Congressional Delegation of the CSBA's concerns about TIPRA and request their individual position on the matter.

This provision of the federal tax code was signed into law on May 17, 2006, and scheduled to take effect on January 1, 2011. All governmental units, which issue over \$100 million in contracts, will be required to withhold 3% of the contract amount and remit it to the federal government. This federal law was intended to improve tax compliance and help close the "tax gap" or underpayment of taxes due the federal government.

The concern of the CSBA is that this federal requirement may adversely impact the profitability of smaller companies that bid on a various government contracts. The competitive nature of governmental contracting can create razor thin margins for companies that bid on these types of contracts. Imposing a 3% withholding requirement will become an undue burden on many small and medium sized companies and only exacerbate cash flow issues experienced by smaller entities. This may, in fact, lead to an increase in the cost of goods and services due to less competition for such contracts.

Written requests have been sent to the Kentucky congressional delegation, resulting in responses from three of the eight members. There are current efforts underway in Congress to repeal this section of the federal tax code. Once all have responded, the Commission will decide its position and next course of action.

CSBA Website

The Kentucky Cabinet for Economic Development website www.thinkkentucky.com was redesigned and released in May 2006. The newly designed website features the CSBA

program as part of the offerings found under the Business Assistance/Small Business Support tab. The Commission on Small Business Advocacy's website features a number of separate items including an About CSBA page, Regulatory Alert page, Small Business Matters page, Helpful Links page, and a Small Business Registry page where businesses can sign up for additional information alerts and communications.

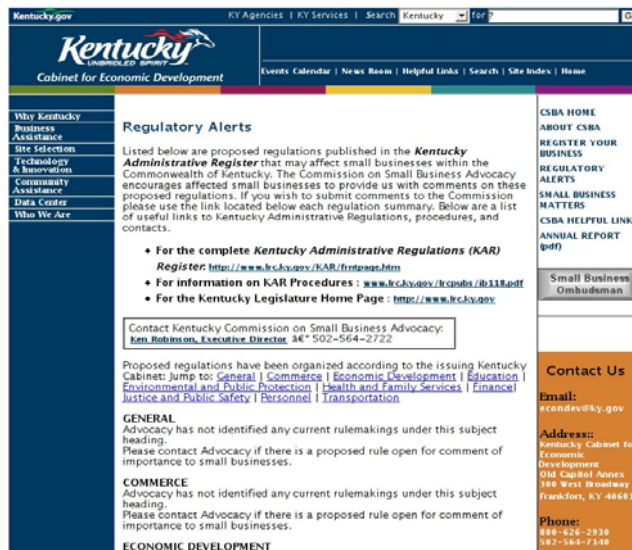


The Regulatory Alert page

The Regulatory Alert page is designed for posting newly proposed Kentucky regulations that in the opinion of the CSBA staff may adversely impact small businesses. The posting informs the reader of the regulation's content, public hearing date, and commenting

deadlines. This page is organized by state government cabinets with the proposed regulation summary posted beneath the issuing agency title. Interested readers are hyperlinked to the full text of the regulation which contains all the necessary commenting dates and contact information.

Readers are encouraged to contact the CSBA with any comments or concerns related to posted regulations. All comments are welcomed, and the information provided is recorded and maintained in a secured database. The intent is



to gather information from the business community related to the regulation as part of the due diligence process and to respond to concerned parties promptly and confidentially regarding their concerns.

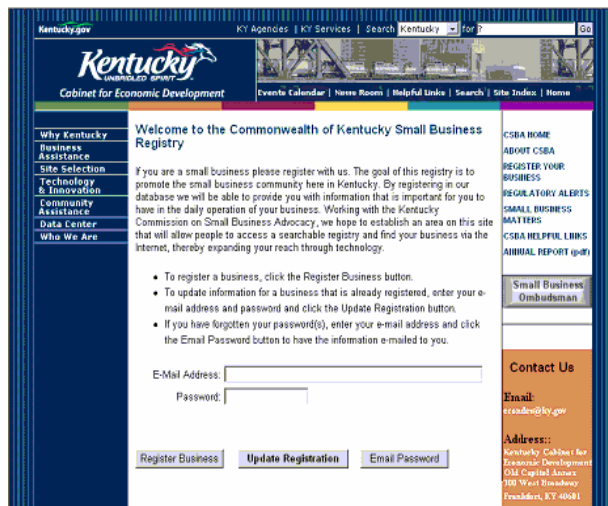
Small Business Matters page

The CSBA staff is committed to bringing new ideas and information to the small business community that is both useful and timely. The staff continues to research small business issues and related internet sites for such information which is promptly posted, for all to read, on the Small Business Matters Page of the CSBA website.



The Small Business Matters page includes articles related to health insurance, workforce training, federal small business matters, small business related statistics, workshop opportunities and other related topics of interest. This section of the website is continually updated to maintain helpful and fresh small business information.

Small Business Registry page



The goal of the registry page is to provide information that is important to the daily operation of business. To date, 33 businesses have registered with CSBA. A lag in registration occurred during the first part of the fiscal year as the hosting website was being redesigned and launched. However, an increase in registrants is evidenced as small businesses are rediscovering the website.

Helpful Links page

The Library/Links page on the website contains paths to a variety of helpful resources. Academic resources, State and Federal Government links, and various associations highlight business related topics.

Outreach Efforts

The Commission on Small Business Advocacy actively promoted its agenda and purpose during the 2006-2007 fiscal year. This marketing activity took place at both the state and national level.

Presentations concerning the CSBA were given at functions in Owensboro, and Pikeville. This presentation entitled “Watching Out for the Interest of Small Business in Kentucky Who We Are, What We Do, and Why We Do It for Small Business” highlights the purpose and goals of the CSBA, promotes the website and provides background on the small business sector in Kentucky.

The Owensboro presentation was part of a program coordinated by the Cabinet for Economic Development’s Small Business Support Division and included presenters from the Small Business Administration, Innovation and Commercialization Centers, the Commonwealth Small Business Development Corporation and Cabinet personnel.

The Pikeville presentation was part of a Leadership Pike County effort to help inform members of the current leadership about the Commission’s activities and promote a dialogue with small businesses in the region.

Both presentations responded to the CSBA’s commitment to reach out to all parts of the Commonwealth with information on the program and to obtain first hand information on regulations that are of concern to small businesses. Each presentation focused on informing local, state, and federal officials of the positive economic impact of small businesses in Kentucky, the need for a small business-friendly regulatory and legislative environment and the duties and accomplishments of the Commission on Small Business Advocacy.

The Kentucky Commission on Small Business Advocacy was recognized nationally for its efforts. The federal Small Business Administration’s Office of Advocacy invited the Kentucky CSBA to participate in their annual conference in Kansas City, Missouri. (please see *Appendix 5* for a copy of this presentation). The conference titled “Building a Better Small Business Climate – State Regulatory Flexibility Best Practices” was co-sponsored by the Ewing Marion Kaufman Foundation and the Public Forum Institute. All state presentations offered program specifics related to helping small businesses navigate through their required regulatory process.

Kentucky’s presentation focused on three areas including, Program Organization, Regulation Review and Communications. This invitation was quite an accomplishment for such a young organization, and speaks highly of the Kentucky program. It was apparent from the roster of presenters that the Kentucky “Regulatory Flexibility” program has achieved a level of success on par with more mature programs in other states.

Kentucky Commission on Small Business Advocacy Concerns of Small Business Survey

The CSBA is responsible for reviewing all new state regulations to assess their impact on small businesses in the Commonwealth and assisting the small business community in its effort to navigate the labyrinth of state regulations. CSBA advocates on behalf of small business whenever a determination is made that a proposed state regulation will adversely impact the small business segment of the economy.

As part of the Cabinet for Economic Development's annual Strategic Plan the CSBA was charged with the following objective:

Objective 4.4: Expand the regulatory review process of the Commission on Small Business Advocacy from new regulations (HB 609) to include review of existing regulations.

To help fulfill this objective the CSBA undertook an effort during the year to identify specific regulations or areas of regulatory concerns impacting the small business community in Kentucky. At the May 22, 2007, CSBA regular meeting a draft document titled ***Kentucky Commission on Small Business Advocacy - Concerns of Small Business Survey*** was presented for discussion.

After a series of reviews and redrafting efforts the final version of the survey was sent on for development as a web-based document that could be distributed via email. (Please see *Appendix 4* for a sample copy of the survey). Survey respondents will be directed to a special portion of the Cabinet for Economic Development website. Upon completion of the survey, respondents will be able to search the CSBA website for additional information or research the Cabinet's website for more services and details about Cabinet programs and contact information.

The survey is being distributed through a collaborative effort with the Kentucky Chamber of Commerce and the Kentucky Small Business Development Corporation (SBDC). All analysis will be conducted by the staff of the CSBA with a final report to be issued in the fall of 2007.

The results of this survey will help the CSBA understand the regulatory issues that concern small businesses in Kentucky and identify regulations that in the opinion business owners should be modified or eliminated. Identifying such regulatory issues and concerns allows the CSBA to focus its efforts on modifying, eliminating or creating regulations that will keep Kentucky an attractive location for small businesses.

KY Small Business Information System (KSBIS)

The goal of the Kentucky Small Business Information System is to develop a database and analytical tool that helps track significant trends impacting small businesses, communicate the value that small business brings to the Commonwealth, and identify successful programs used to strengthen this segment of the economy.

The CSBA understands the value that the small business sector brings to Kentucky's economy and supports the development of the Kentucky Small Business Information System (KSBIS) to help achieve the following objective:

"To enhance and reinforce the value of Kentucky's small business sector through the creation of a comprehensive information system that accurately portrays the positive economic contribution of this important sector of the economy."

Base Data Collection and Analysis:

Over the past year the staff has worked closely with the Cabinet's Office of Research and Information Technology to assess the amount of small business related data available for analysis. This dialogue led to further discussion with other data sources including the state's Office of Employment and Training's (OET's) - Labor Market Information Division (LMI). The Labor Market Division has agreed to assist by running special reports that will help the CSBA meet the objectives of the KSBIS.

Due to the complex nature of the data runs and data verification analysis, the process of developing the KSBIS requires a long term commitment and open dialogue among all involved. The CSBA will continue to work with CED's Research Division and OET's LMI Division to articulate our needs and work toward developing reports that help to better understand the trends associated with smaller business entities that have fewer than 50 employees.

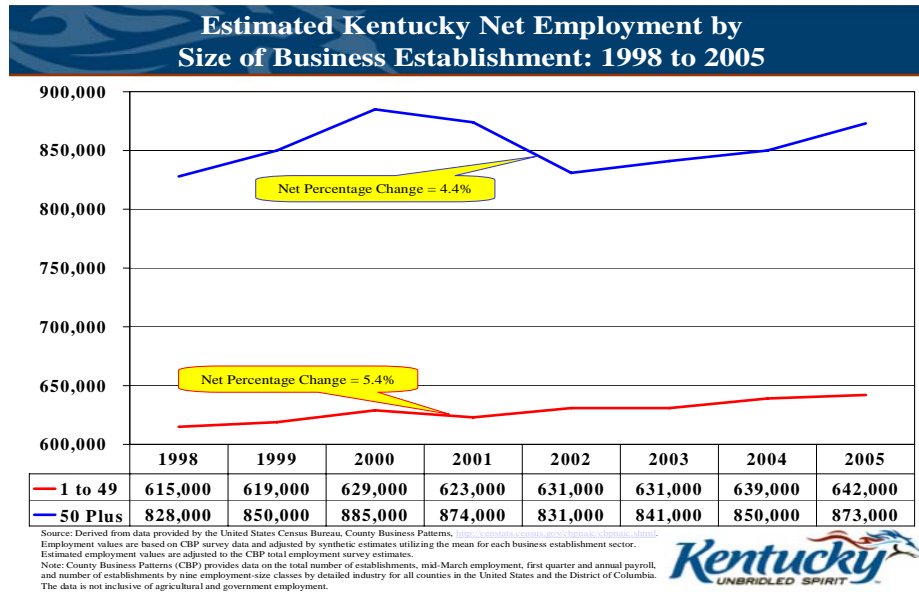
The following data categories will eventually be included in the KSBIS. Each analysis will be preformed at either the Congressional District, county or statewide levels, depending on the availability of the data, confidentiality issues, and time constraints.

Small Business Data Categories

Number of Business Establishments
Employment
Estimated Average Annual Wage with Benefits
Estimated Total Annual Wage with Benefits
Estimated Value Added
Estimated Total Output
Estimated Other Property Type Income
Estimated Indirect State and Local Business Taxes
Small Business Administration Loan Activity

Sample Analysis:

A sample of the type of data being generated through this relationship is contained in *Figure 3*, showing the Estimated Kentucky Net Employment by Size of Business Establishment: 1998 to 2005. Efforts are underway to determine how to collect more current data that reflects a lag of less than 12 months.



The graph in *Figure 3* depicts the growth of employment within Kentucky business establishments by size – those under 50 employees as compared to those over 50 employees.

Figure 3

Over the eight year period, net employment in smaller entities in Kentucky grew at a slightly faster rate than employment in larger companies within the Commonwealth.

Employment at larger entities grew at a rate of 4.4% while employment at smaller businesses grew by 5.4% or one percent faster over the eight year period. Smaller companies are a significant player when it comes to adding jobs to the economy. By drilling deeper into the numbers and trends we will be better positioned to know from an empirical standpoint which small business segments are impacting Kentucky's economy. This can lead to discussions on the best way(s) to support these trends and sectors.

The graph also shows that small business employment for 2005 holds a significant place in the state's economy generating 642,000 employees as compared to the 873,000 workers at companies of 50+ employees.

The goal for the coming year is to analyze the composition of Kentucky's small businesses by size of entity to determine which sub-sectors are growing by employee number, geography within the state and type of business. Based upon this analysis we will better understand the trends occurring within this sector of the economy.

Data Presentation – Interactive Mapping:

With the availability of the internet, data and information is accessible on a 24/7 basis to a wide audience. One of the goals of the KSBIS is to present the information in an easy to read and useful format. An initiative is underway to develop a set of interactive computerized maps by congressional district and county. (Please see *figure 4* below for prototype.) As users highlight each geographic unit the representative data will be displayed. A comparative analysis tool will help users compare and contrast the information between districts or counties.

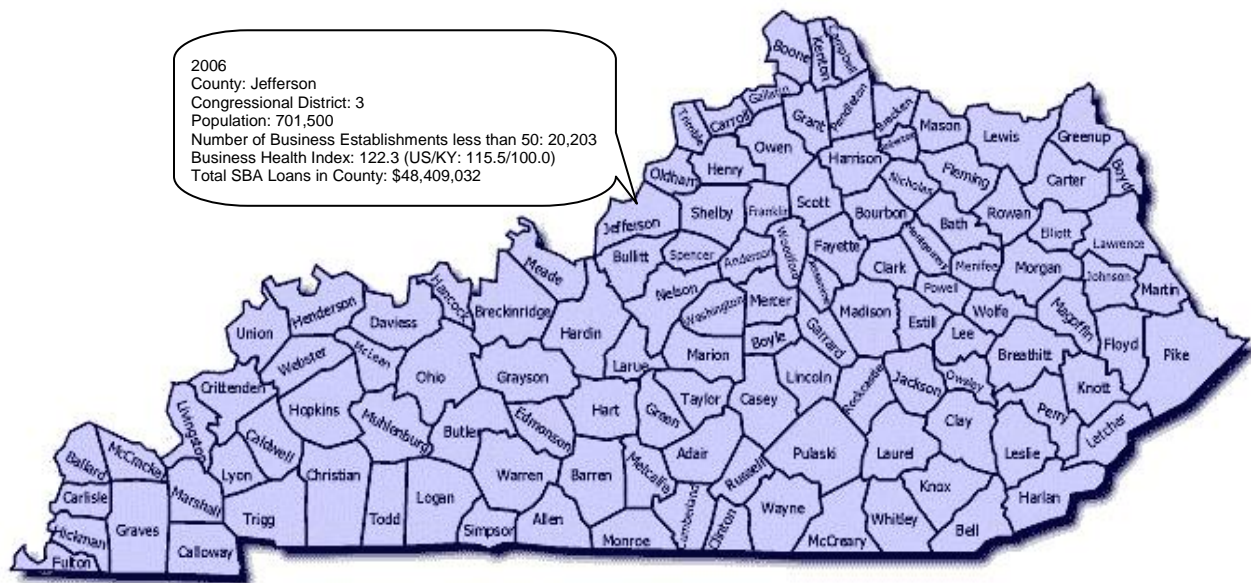


Figure 4 **Prototype Map of the Kentucky Small Business Information System**

The overall goal is that the KSBIS will be relied upon by a host of decision and policy makers to better understand the market place for which they are planning, and to help measure the impact of their decisions. Additionally, establishing a way to track and measure progress within the small business community should assist in the growth and expansion of public and private programs to assist the small business sector within Kentucky.

Appendices

Appendix 1

Regulatory Tracking Report

| Regulation # Received | Issuing Cabinet | Review Initiated by: | Summary | Date of Hearing | Review by Legal Dept. | Posted on alert page |
|--------------------------|--------------------|----------------------------|--|------------------------------------|--------------------------------|-------------------------------|
| 600 KAR 6:010 | TRANS | TRANS | Establishes the definitions for terms used in 600 KAR Ch. 6 | N/A Amended after comment | | |
| 600 KAR 6:020 | TRANS | TRANS | Sets forth the responsibilities of the transportation cabinet as it relates to contracting engineers and related services | N/A Amended after comment | | |
| 600 KAR 6:030 | TRANS | TRANS | To implement the procurement of engineering services pursuant KRS 45A.800 and 45A.835 | N/A Amended after comment | | |
| 600 KAR 6:040 | TRANS | TRANS | Sets forth the procedures for prequalifying engineering and related firms | N/A Amended after comment | | |
| 600 KAR 6:050 | TRANS | TRANS | Sets forth the procedures to be used for the Transportation Cabinet to issue public notice of the need for engineering firms | N/A Amended after comment | | |
| 600 KAR 6:060 | TRANS | TRANS | Procedures for selecting engineering firms | N/A Amended after comment | | |
| 600 KAR 6:065 | TRANS | TRANS | Qualifying and Selecting a pool of firms for professional contract services | N/A Amended after comment | | |
| 600 KAR 6:070 | TRANS | TRANS | Contracting for engineering services | N/A Amended after comment | | |
| 600 KAR 6:070 | TRANS | TRANS | Financial records and audits of firms. | N/A Amended after comment | | |
| 302 KAR 29:050E | GENERAL | GENERAL | requires daycares and school districts to have an integrated pest management program | N/A | | |
| 302 KAR 39:020E | GENERAL | GENERAL | Wineries support fund | N/A | | |
| 401 KAR 63:023 | EPPC | EPPC | Repeal of 401 KAR 63:020 and 021 | 6/29/07 | | |
| 401 KAR 64:001 | EPPC | EPPC | Definitions for 401 KAR Ch. 64 | 6/29/07 | | Yes |
| 401 KAR 64:005 | EPPC | EPPC | Toxic Air pollutants, air toxic of concerns, levels-of concern concentrations | 6/29/07 | | Yes |
| 401 KAR 64:010 | EPPC | EPPC | General provisions for air toxic | 6/29/07 | | Yes |

| Regulation # Received | Issuing Cabinet | Review Initiated by: | Summary | Date of Hearing | Review by Legal Dept. | Posted on alert page |
|--------------------------|--------------------|----------------------------|--|--------------------|--------------------------------|-------------------------------|
| 401 KAR 64:020 | EPPC | EPPC | Risk Assessment | 6/29/07 | | Yes |
| 401 KAR 64:030 | EPPC | EPPC | Air Toxics Safety Net program | 6/29/07 | | Yes |
| 401 KAR 64:050 | EPPC | EPPC | Public Review for sources not covered under 401 KAR 52:100 | 6/29/07 | | Yes |
| 803 KAR 2:300 | EPPC | EPPC | OSHA, Federal Compliance | 5/23/07 | | |
| 803 KAR 2:305 | EPPC | EPPC | OSHA, Power Platforms | 5/23/07 | | |
| 803 KAR 2:318 | EPPC | EPPC | OSHA, Electric | 5/23/07 | | |
| 820 KAR 1:001 | EPPC | EPPC | Definitions for Ch. 1 (Charitable Gaming) | 5/22/07 | | |
| 820 KAR 1:015 | EPPC | EPPC | Issuance of annual license | 5/22/07 | | |
| 820 KAR 1:025 | EPPC | EPPC | Financial Reports | 5/22/07 | | |
| 820 KAR 1:029 | EPPC | EPPC | Facility Licenses | 5/22/07 | | |
| 820 KAR 1:032 | EPPC | EPPC | Pull Tab Construction | 5/22/07 | | |
| 820 KAR 1:036 | EPPC | EPPC | Pull Tab Rules | 5/22/07 | | |
| 820 KAR 1:046 | EPPC | EPPC | Bingo rules of play | 5/22/07 | | |
| 820 KAR 1:050 | EPPC | EPPC | Raffle Standards | 5/22/07 | | |
| 820 KAR 1:055 | EPPC | EPPC | Charity Fundraising Standards | 5/22/07 | | |
| 820 KAR 1:056 | EPPC | EPPC | Special Limited Charity Fundraising | 5/22/07 | | |
| 820 KAR 1:057 | EPPC | EPPC | Accurate Records | 5/22/07 | | |
| 820 KAR 1:058 | EPPC | EPPC | Gaming Occasion Records | 5/22/07 | | |
| 820 KAR 1:120 | EPPC | EPPC | Allowable Expenses | 5/22/07 | | |
| 103 KAR 1:051E | FINANCE | FINANCE | Emergency Repealer - 103 KAR 1:050 | 3/28/07 | | |
| 103 KAR 3:020E | FINANCE | FINANCE | Sales and Telecommunications Manual | 3/28/07 | | |
| 103 KAR 3:030E | FINANCE | FINANCE | Property and Severance Forms manual | 3/28/07 | | |
| 103 KAR 3:040E | FINANCE | FINANCE | Income Tax Forms | 3/28/07 | | |
| 103 KAR 3:050E | FINANCE | FINANCE | Miscellaneous Taxes Forms Manual | 3/28/07 | | |
| 103 KAR 3:010 | FINANCE | FINANCE | General Administrative Forms Manual | 3/28/07 | | |
| 815 KAR 7:120 | EPPC | EPPC | Kentucky Building Codes | 3/23/07 | | |
| 815 KAR 20:085 | EPPC | EPPC | Storage and installation of Pex piping | 3/23/07 | | |
| 815 KAR 4:010 | EPPC | EPPC | Annual inspection of passenger elevators | 3/23/07 | | |
| 815 KAR 20:078 | EPPC | EPPC | Storage and installation of SDR pipe | 3/23/07 | | |
| 815 KAR 7:125 | EPPC | EPPC | Ky Residential Code | 3/23/07 | | |
| 815 KAR 10:060 | EPPC | EPPC | Ky Standards of Safety | 3/23/07 | | |
| 815 KAR 20:015 | EPPC | EPPC | Fees and Refunds | 3/23/07 | | |
| 815 KAR 35:060 | EPPC | EPPC | Licensing of electricians | 3/23/07 | | |
| 803 KAR 2:306 | EPPC | EPPC | Occupational Health and Env. Controls | 3/22/07 | | |

| Regulation # Received | Issuing Cabinet | Review Initiated by: | Summary | Date of Hearing | Review by Legal Dept. | Posted on alert page |
|----------------------------------|----------------------------|-------------------------------------|---|----------------------------|--|---|
| 803 KAR 2:308E | EPPC | EPPC | Personal Protective Equipment | 3/22/07 | | |
| 803 KAR 2:319 | EPPC | EPPC | Commercial Diving Operation | 3/22/07 | | |
| 803 KAR 2:320E | EPPC | EPPC | Toxic and Hazardous Waste | 3/22/07 | | |
| 803 KAR 2:403E | EPPC | EPPC | Occupational Health and Env. Controls | 3/22/07 | | |
| 803 KAR 2:418 | EPPC | EPPC | Underground construction, caissons, cofferdams, and compressed air | 3/22/07 | | |
| 803 KAR 2:424 | EPPC | EPPC | Commercial Diving Operations | 3/22/07 | | |
| 803 KAR 2:425E | EPPC | EPPC | Toxic and Hazardous Substances | 3/22/07 | | |
| 803 KAR 2:500E | EPPC | EPPC | Maritime Employment | 3/22/07 | | |
| 805 KAR 7:010 | EPPC | EPPC | Office of Mine Safety and licensing definitions | 3/22/07 | | |
| 805 KAR 7:100 | EPPC | EPPC | Requirements for Belt Examiner | 3/22/07 | | |
| 805 KAR 11:001 | EPPC | EPPC | Definitions for 805 KAR Chapter 11 | 3/22/07 | | |
| 805 KAR 11:010 | EPPC | EPPC | Requirements for application for certification of a drug-free workplace | 3/22/07 | | |
| 805 KAR 11:020 | EPPC | EPPC | Requirements for certification of drug-free workplace | 3/22/07 | | |
| 500 KAR 14:010 | JPS | JPS | Motor Carrier safety requirements | 3/21/07 | | |
| 500 KAR 14:020 | JPS | JPS | Administrative Penalties and Appeals | 3/21/07 | | |
| 103 KAR 2:020 | FINANCE | FINANCE | Lien on Qualified Real Estate (Ag & Hort.) | 2/22/07 | | |
| 103 KAR 2:030 | FINANCE | FINANCE | Policies and Circulars (Inheritance Tax) | 2/22/07 | | |
| 103 KAR 26:010 | FINANCE | FINANCE | Service enterprise in general | 2/22/07 | | |
| 103 KAR 27:030 | FINANCE | FINANCE | Automotive Body Shops and Suppliers | 2/22/07 | | |
| 103 KAR 27:150 | FINANCE | FINANCE | Repairers and reconditioners of personal property | 2/22/07 | | |
| 103 KAR 27:220 | FINANCE | FINANCE | Miscellaneous Restaurant Transactions | 2/22/07 | | |
| 103 KAR 27:240 | FINANCE | FINANCE | Reporting of sales tax (Equine Breeding) | 2/22/07 | | |
| 103 KAR 28:010 | FINANCE | FINANCE | Admissions | 2/22/07 | | |
| 103 KAR 28:030 | FINANCE | FINANCE | Producing, Fabricating, and Processing | 2/22/07 | | |
| 103 KAR 28:141 | FINANCE | FINANCE | Repeal of 103 KAR 28:140 | 2/22/07 | | |
| 103 KAR 28:170 | FINANCE | FINANCE | Sales of dirt and sod | 2/22/07 | | |
| 103 KAR 30:140 | FINANCE | FINANCE | Energy and energy producing fuels | 2/22/07 | | |
| 103 KAR 30:250 | FINANCE | FINANCE | Property use in the production of newspapers | 2/22/07 | | |
| 103 KAR 30:260 | FINANCE | FINANCE | Pollution control facilities exemption | 2/22/07 | | |
| 103 KAR 30:270 | FINANCE | FINANCE | Oil and gas extraction machinery | 2/22/07 | | |
| 103 KAR 30:280 | FINANCE | FINANCE | Sales to water haulers | 2/22/07 | | |

| Regulation # Received | Issuing Cabinet | Review Initiated by: | Summary | Date of Hearing | Review by Legal Dept. | Posted on alert page |
|----------------------------------|----------------------------|-------------------------------------|--|----------------------------|--|---|
| 103 KAR 30:290 | FINANCE | FINANCE | Security Lighting | 2/22/07 | | |
| 103 KAR 31:111 | FINANCE | FINANCE | Sales and Purchases for resale | 2/22/07 | | |
| 103 KAR 41:140 | FINANCE | FINANCE | Circular relating to cigarette licenses and taxes | 2/22/07 | | |
| 103 KAR 41:150 | FINANCE | FINANCE | Cigarette Subjobber Licenses | 2/22/07 | | |
| 103 KAR 41:160 | FINANCE | FINANCE | Unstamped cigarettes damaged in transit | 2/22/07 | | |
| 103 KAR 43:320 | FINANCE | FINANCE | Policies and Circulars (Motor Fuel Tax) | 2/22/07 | | |
| 103 KAR 43:330 | FINANCE | FINANCE | Measurement of CNG | 2/22/07 | | |
| 103 KAR 44:090 | FINANCE | FINANCE | Policies and Circulars (vehicle usage Tax) | 2/22/07 | | |
| 103 KAR 44:120 | FINANCE | FINANCE | Incorrect statement of origin | 2/22/07 | | |
| 103 KAR 45:015 | FINANCE | FINANCE | Circular relating to Legal Process Tax and the Spouse Abuse Fund | 2/22/07 | | |
| 907 KAR 3:183 | CHFS | CHFS | Inpatient Hospital reimbursement | 2/21/07 | | |
| 921 KAR 2:015 | CHFS | CHFS | Supplemental programs for aged and blind persons | 2/21/07 | | |
| 401 KAR 30:005 | EPPC | EPPC | Chapter 30 definitions | 2/21/07 | | |
| 401 KAR 30:005 | EPPC | EPPC | Chapter 33 definitions | 2/21/07 | | |
| 401 KAR 30:020 | EPPC | EPPC | General Provisions | 2/21/07 | | |
| 401 KAR 30:035 | EPPC | EPPC | Rulemaking petitions | 2/21/07 | | |
| 401 KAR 30:040 | EPPC | EPPC | Transfer of regulatory responsibility | 2/21/07 | | |
| 401 KAR 30:071 | EPPC | EPPC | Repealer (Waste Mgt) | 2/21/07 | | |
| 401 KAR 33:010 | EPPC | EPPC | General provisions for transporters | 2/21/07 | | |
| 401 KAR 33:020 | EPPC | EPPC | Compliance with the manifest system | 2/21/07 | | |
| 401 KAR 33:030 | EPPC | EPPC | Hazardous waste discharges in transportation | 2/21/07 | | |
| 401 KAR 35:005 | EPPC | EPPC | Chapter 35 Definitions | 2/21/07 | | |
| 401 KAR 35:010 | EPPC | EPPC | Facilities | 2/21/07 | | |
| 401 KAR 35:030 | EPPC | EPPC | Preparedness and preparation | 2/21/07 | | |
| 401 KAR 35:040 | EPPC | EPPC | Emergency Procedures | 2/21/07 | | |
| 401 KAR 35:050 | EPPC | EPPC | Manifest System | 2/21/07 | | |
| 401 KAR 35:060 | EPPC | EPPC | Groundwater monitoring | 2/21/07 | | |
| 401 KAR 35:070 | EPPC | EPPC | Closure and post-closure | 2/21/07 | | |
| 401 KAR 35:180 | EPPC | EPPC | Use and management of containers | 2/21/07 | | |
| 401 KAR 35:190 | EPPC | EPPC | Tank systems | 2/21/07 | | |
| 401 KAR 35:200 | EPPC | EPPC | Surface Impoundments | 2/21/07 | | |
| 401 KAR 35:210 | EPPC | EPPC | Waste Piles | 2/21/07 | | |
| 401 KAR 35:220 | EPPC | EPPC | Land Treatment | 2/21/07 | | |
| 401 KAR 35:230 | EPPC | EPPC | Landfill | 2/21/07 | | |
| 401 KAR 35:240 | EPPC | EPPC | Incinerators | 2/21/07 | | |
| 401 KAR 35:245 | EPPC | EPPC | Containment Buildings | 2/21/07 | | |

| Regulation # Received | Issuing Cabinet | Review Initiated by: | Summary | Date of Hearing | Review by Legal Dept. | Posted on alert page |
|----------------------------------|----------------------------|-------------------------------------|--|----------------------------|--|---|
| 401 KAR 35:250 | EPPC | EPPC | Thermal treatment | 2/21/07 | | |
| 401 KAR 35:260 | EPPC | EPPC | Chemical, physical and Biological treatment | 2/21/07 | | |
| 401 KAR 35:270 | EPPC | EPPC | Underground Injections | 2/21/07 | | |
| 401 KAR 35:275 | EPPC | EPPC | Air emission standards for vents | 2/21/07 | | |
| 401 KAR 35:280 | EPPC | EPPC | Air emission standards for equipment leaks | 2/21/07 | | |
| 401 KAR 35:281 | EPPC | EPPC | Air emission standards for tanks | 2/21/07 | | |
| 401 KAR 35:285 | EPPC | EPPC | Drip pads | 2/21/07 | | |
| 401 KAR 35:290 | EPPC | EPPC | Recordkeeping Appendix | 2/21/07 | | |
| 401 KAR 35:310 | EPPC | EPPC | Primary drinking water standards | 2/21/07 | | |
| 401 KAR 35:320 | EPPC | EPPC | Tests for significance appendix | 2/21/07 | | |
| 401 KAR 35:330 | EPPC | EPPC | Incompatible waste appendix | 2/21/07 | | |
| 401 KAR 35:340 | EPPC | EPPC | Appendix on Compounds | 2/21/07 | | |
| 401 KAR 35:350 | EPPC | EPPC | Hazardous waste munitions and explosive storage | 2/21/07 | | |
| 401 KAR 36:005 | EPPC | EPPC | Chapter 36 Definitions | 2/21/07 | | |
| 401 KAR 36:030 | EPPC | EPPC | Recyclable materials used in a manner constituting disposal. | 2/21/07 | | |
| 401 KAR 36:060 | EPPC | EPPC | Recyclable materials used for precious metal recovery | 2/21/07 | | |
| 401 KAR 36:070 | EPPC | EPPC | Spent lead-acid batteries being reclaimed | 2/21/07 | | |
| 401 KAR 36:080 | EPPC | EPPC | Military Munitions | 2/21/07 | | |
| 401 KAR 36:090 | EPPC | EPPC | Conditional Exemption for Low-Level Mixed Waste Storage and Disposal | 2/21/07 | | |
| 401 KAR 36:090 | EPPC | EPPC | Conditional Exemption for Low-Level Mixed Waste Storage and Disposal | 2/21/07 | | |
| 401 KAR 37:005 | EPPC | EPPC | Chapter 37 Definitions | 2/21/07 | | |
| 401 KAR 37:010 | EPPC | EPPC | Land disposal restrictions | 2/21/07 | | |
| 401 KAR 37:020 | EPPC | EPPC | Schedule for land disposal prohibition | 2/21/07 | | |
| 401 KAR 37:030 | EPPC | EPPC | Prohibition on land disposal | 2/21/07 | | |
| 401 KAR 37:040 | EPPC | EPPC | Treatment standards | 2/21/07 | | |
| 401 KAR 37:050 | EPPC | EPPC | Prohibitions on Storage | 2/21/07 | | |
| 401 KAR 37:060 | EPPC | EPPC | Appendix to Chapter 37 | 2/21/07 | | |
| 401 KAR 38:005 | EPPC | EPPC | Chapter 38 definitions | 2/21/07 | | |
| 401 KAR 38:010 | EPPC | EPPC | Provisions for permitting | 2/21/07 | | |
| 401 KAR 38:020 | EPPC | EPPC | Interim status provisions | 2/21/07 | | |
| 401 KAR 38:025 | EPPC | EPPC | Permit review and determination timetables | 2/21/07 | | |
| 401 KAR 38:050 | EPPC | EPPC | Public information procedures | 2/21/07 | | |
| 401 KAR 38:070 | EPPC | EPPC | Application procedures | 2/21/07 | | |
| 401 KAR 38:080 | EPPC | EPPC | Contents of part A application | 2/21/07 | | |
| 401 KAR 38:101 | EPPC | EPPC | Repeal of 38:100 | 2/21/07 | | |

| Regulation # Received | Issuing Cabinet | Review Initiated by: | Summary | Date of Hearing | Review by Legal Dept. | Posted on alert page |
|----------------------------------|----------------------------|-------------------------------------|--|----------------------------|--|---|
| 401 KAR 38:150 | EPPC | EPPC | Part B requirements for containers | 2/21/07 | | |
| 401 KAR 38:160 | EPPC | EPPC | Part B requirements for tanks | 2/21/07 | | |
| 401 KAR 38:170 | EPPC | EPPC | Part B requirements for surface compounds | 2/21/07 | | |
| 401 KAR 38:180 | EPPC | EPPC | Part B requirements for piles | 2/21/07 | | |
| 401 KAR 38:210 | EPPC | EPPC | Part B requirements for landfills | 2/21/07 | | |
| 401 KAR 38:230 | EPPC | EPPC | Part B requirements for miscellaneous units | 2/21/07 | | |
| 401 KAR 38:240 | EPPC | EPPC | Part B requirements for process vents | 2/21/07 | | |
| 401 KAR 38:250 | EPPC | EPPC | Part B requirements for equipment | 2/21/07 | | |
| 401 KAR 38:260 | EPPC | EPPC | Part B requirements for boilers | 2/21/07 | | |
| 401 KAR 38:270 | EPPC | EPPC | Part B requirements for drip pads | 2/21/07 | | |
| 401 KAR 38:290 | EPPC | EPPC | Part B requirements for air emission control for tanks | 2/21/07 | | |
| 401 KAR 38:300 | EPPC | EPPC | Part B requirements for post closure permits | 2/21/07 | | |
| 401 KAR 38:310 | EPPC | EPPC | Permit Denial | 2/21/07 | | |
| 401 KAR 38:330 | EPPC | EPPC | Integration with MACT | 2/21/07 | | |
| 401 KAR 38:500 | EPPC | EPPC | Provisions for approval by the local government | 2/21/07 | | |
| 401 KAR 43:005 | EPPC | EPPC | Chapter 43 definitions | 2/21/07 | | |
| 401 KAR 43:010 | EPPC | EPPC | General standards for universal waste | 2/21/07 | | |
| 401 KAR 43:020 | EPPC | EPPC | Standards for small quantity handlers of universal waste | 2/21/07 | | |
| 401 KAR 43:030 | EPPC | EPPC | Standards for large quantity handlers of universal waste | 2/21/07 | | |
| 401 KAR 43:040 | EPPC | EPPC | Standards for universal waste transporters | 2/21/07 | | |
| 401 KAR 43:050 | EPPC | EPPC | Standards for destination facilities | 2/21/07 | | |
| 401 KAR 43:060 | EPPC | EPPC | Import requirements | 2/21/07 | | |
| 401 KAR 43:070 | EPPC | EPPC | Petitions to include other wastes under Ch. 43 | 2/21/07 | | |
| 401 KAR 44:005 | EPPC | EPPC | Chapter 44 Definitions | 2/21/07 | | |
| 401 KAR 44:010 | EPPC | EPPC | Applicability | 2/21/07 | | |
| 401 KAR 44:020 | EPPC | EPPC | Standards for used oil generators | 2/21/07 | | |
| 401 KAR 44:030 | EPPC | EPPC | Standards for used oil collection centers | 2/21/07 | | |
| 401 KAR 44:040 | EPPC | EPPC | Standards for oil transporters | 2/21/07 | | |
| 401 KAR 44:050 | EPPC | EPPC | Standards for used oil processors | 2/21/07 | | |
| 401 KAR 44:060 | EPPC | EPPC | Standards for used oil burners | 2/21/07 | | |
| 401 KAR 44:080 | EPPC | EPPC | Standards for use as a dust suppressant | 2/21/07 | | |
| 787 KAR 1:020 | ED | ED | Change of status, discontinue business | 1/23/07 | | |

| Regulation # Received | Issuing Cabinet | Review Initiated by: | Summary | Date of Hearing | Review by Legal Dept. | Posted on alert page |
|----------------------------------|----------------------------|-------------------------------------|---|----------------------------|--|---|
| 787 KAR 1:030 | ED | ED | Employer contributions | 1/23/07 | | |
| 787 KAR 1:050 | ED | ED | Social Security number required of employees | 1/23/07 | | |
| 787 KAR 1:060 | ED | ED | Separations for cause; reports | 1/23/07 | | |
| 787 KAR 1:070 | ED | ED | Reasonable time for protesting claim | 1/23/07 | | |
| 787 KAR 1:080 | ED | ED | Labor dispute or strike | 1/23/07 | | |
| 787 KAR 1:090 | ED | ED | Unemployed workers requirement | 1/23/07 | | |
| 787 KAR 1:110 | ED | ED | Appeals | 1/23/07 | | |
| 787 KAR 1:110 | ED | ED | Unemployment insurance fund payments | 1/23/07 | | |
| 787 KAR 1:150 | ED | ED | Interstate claimants | 1/23/07 | | |
| 787 KAR 1:180 | ED | ED | Employer's records | 1/23/07 | | |
| 787 KAR 1:230 | ED | ED | Date of receipt of documents defined | 1/23/07 | | |
| 787 KAR 1:240 | ED | ED | Fraud disqualifications | 1/23/07 | | |
| 787 KAR 1:250 | ED | ED | Release of notice of levy | 1/23/07 | | |
| 787 KAR 1:310 | ED | ED | Claimant profiling | 1/23/07 | | |
| 802 KAR 1:010 | EPPC | EPPC | Hearing procedures | 1/23/07 | YES J.B. | NO |
| 401 KAR 31:005 | EPPC | EPPC | Definitions related to 401 KAR Ch. 31 | 1/23/07 | | |
| 401 KAR 31:010 | EPPC | EPPC | General Provisions for hazardous waste | 1/23/07 | | |
| 401 KAR 31:020 | EPPC | EPPC | Criteria for listing hazardous waste | 1/23/07 | | |
| 401 KAR 31:030 | EPPC | EPPC | Characteristics of hazardous waste | 1/23/07 | | |
| 401 KAR 31:040 | EPPC | EPPC | Lists of hazardous wastes | 1/23/07 | | |
| 401 KAR 31:050 | EPPC | EPPC | General provisions for special wastes | 1/23/07 | | |
| 401 KAR 31:070 | EPPC | EPPC | Delisted hazardous waste streams | 1/23/07 | | |
| 401 KAR 31:100 | EPPC | EPPC | Representative sampling methods | 1/23/07 | | |
| 401 KAR 31:110 | EPPC | EPPC | Method 1311 leaching procedure | 1/23/07 | | |
| 401 KAR 31:121 | EPPC | EPPC | Repealer | 1/23/07 | | |
| 401 KAR 31:170 | EPPC | EPPC | Appendix on hazardous waste constituents | 1/23/07 | | |
| 401 KAR 32:020 | EPPC | EPPC | Manifest systems | 1/23/07 | | |
| 401 KAR 32:030 | EPPC | EPPC | Pre-transport requirements | 1/23/07 | | |
| 401 KAR 32:040 | EPPC | EPPC | Recordkeeping and reporting | 1/23/07 | | |
| 401 KAR 32:050 | EPPC | EPPC | Special Conditions | 1/23/07 | | |
| 401 KAR 32:065 | EPPC | EPPC | Transfrontier shipments of hazardous waste for recovery | 1/23/07 | | |
| 401 KAR 34:005 | EPPC | EPPC | Definitions related to 401 KAR Ch. 34 | 1/23/07 | | |

| Regulation # Received | Issuing Cabinet | Review Initiated by: | Summary | Date of Hearing | Review by Legal Dept. | Posted on alert page |
|--------------------------|--------------------|----------------------------|--|--------------------|--------------------------------|-------------------------------|
| 401 KAR 34:010 | EPPC | EPPC | General provisions for facilities | 1/23/07 | | |
| 401 KAR 34:020 | EPPC | EPPC | General facility standards | 1/23/07 | | |
| 401 KAR 34:030 | EPPC | EPPC | Preparedness and prevention | 1/23/07 | | |
| 401 KAR 34:040 | EPPC | EPPC | Contingency plan and emergency procedures | 1/23/07 | | |
| 401 KAR 34:050 | EPPC | EPPC | Manifest system, recordkeeping and reporting | 1/23/07 | | |
| 401 KAR 34:070 | EPPC | EPPC | Closure and post-closure | 1/23/07 | | |
| 401 KAR 34:180 | EPPC | EPPC | Use and management of containers | 1/23/07 | | |
| 401 KAR 34:370 | EPPC | EPPC | Hazardous waste munitions and explosive storage | 1/23/07 | | |
| 401 KAR 8:040 | EPPC | EPPC | Laboratory certification | 12/21/06 | | |
| 401 KAR 8:070 | EPPC | EPPC | Public Notification | 12/21/06 | | |
| 401 KAR 8:075 | EPPC | EPPC | Consumer confidence reports | 12/21/06 | | |
| 401 KAR 8:150 | EPPC | EPPC | Disinfection, filtration, and recycling | 12/21/06 | | |
| 401 KAR 8:160 | EPPC | EPPC | Enhanced filtration and disinfection for large systems | 12/21/06 | | |
| 401 KAR 8:162 | EPPC | EPPC | Enhanced filtration and disinfection for small systems | 12/21/06 | | |
| 401 KAR 8:250 | EPPC | EPPC | Inorganic chemical sampling | 12/21/06 | | |
| 401 KAR 8:501 | EPPC | EPPC | Repeal of 401 KAR 8:500 | 12/21/06 | | |
| 401 KAR 8:550 | EPPC | EPPC | Radionuclides | 12/21/06 | | |
| 803 KAR 2:300 | EPPC | EPPC | OSHA general compliance amendment | 12/21/06 | | |
| 803 KAR 2:307 | EPPC | EPPC | Hazardous Materials | 12/21/06 | | |
| 803 KAR 2:309 | EPPC | EPPC | General Environment controls | 12/21/06 | | |
| 803 KAR 2:315 | EPPC | EPPC | Hand and portable powered tools and equipment | 12/21/06 | | |
| 803 KAR 2:316 | EPPC | EPPC | Welding, cutting, brazing | 12/21/06 | | |
| 803 KAR 2:317 | EPPC | EPPC | Special industries | 12/21/06 | | |
| 806 KAR 17:480 | EPPC | EPPC | Uniform evaluation and reevaluation of providers | 12/21/06 | | |
| 803 KAR 25:250 | EPPC | EPPC | Establishes a mediation program for post settlement or post award claims to help expedite medical disputes filed with Workers claims | 11/21/06 | YES J.B. | |
| 803 KAR 2:403 | EPPC | EPPC | Establishes procedures for the construction industry concerning OSHA environmental control standards | 10/26/06 | | |
| 803 KAR 2:403 | EPPC | EPPC | Rollover protective structures amendment | 10/26/06 | | |
| 803 KAR 2:417 | EPPC | EPPC | Steel Erection | 10/26/06 | | |
| 803 KAR 2:600 | EPPC | EPPC | OSHA for agriculture | 10/26/06 | | |

| Regulation # Received | Issuing Cabinet | Review Initiated by: | Summary | Date of Hearing | Review by Legal Dept. | Posted on alert page |
|--------------------------|--------------------|----------------------------|---|--------------------|--------------------------------|-------------------------------|
| 103 KAR 1:092 | FINANCE | FINANCE | General Administration Policies and Circulars | 10/26/06 | | - |
| 103 KAR 1:130 | FINANCE | FINANCE | Taxation of Fed and Non Fed obligations | 10/26/06 | | - |
| 103 KAR 16:290 | FINANCE | FINANCE | Apportionment property factor | 10/26/06 | | - |
| 103 KAR 16:352 | FINANCE | FINANCE | Corporation Tax Policies and Circulars | 10/26/06 | | |
| 103 KAR 16:360 | FINANCE | FINANCE | Deductions of NY, Mass, & WV occ. tax | 10/26/06 | | |
| 103 KAR 16:370 | FINANCE | FINANCE | Foreign Sales Corporations Income Tax | 10/26/06 | | |
| 103 KAR 16:380 | FINANCE | FINANCE | Finance Lease Property | 10/26/06 | Yes J.B. | |
| 103 KAR 16:390 | FINANCE | FINANCE | Corporate Officer information | 10/26/06 | | |
| 103 KAR 17:120 | FINANCE | FINANCE | Estimated tax penalty | 10/26/06 | | |
| 103 KAR 17:130 | FINANCE | FINANCE | Military Individual Income Tax | 10/26/06 | | |
| 103 KAR 17:140 | FINANCE | FINANCE | Income Tax Reciprocity - Non residents | 10/26/06 | Yes J.B. | |
| 103 KAR 18:180 | FINANCE | FINANCE | KIRA assessment fee | 10/26/06 | | |
| 103 KAR 18:190 | FINANCE | FINANCE | KREDA Assessment Fee | 10/26/06 | | |
| 103 KAR 18:220 | FINANCE | FINANCE | KEOZ job development assessment fee | 10/26/06 | | |
| 103 KAR 20:035 | FINANCE | FINANCE | Corporation License Tax Policies | 10/26/06 | | |
| 907 KAR 1:645 | CHFS | CHFS | Resource standards for Medicaid | 10/23/06 | | |
| 907 KAR 1:650 | CHFS | CHFS | Trust and Transferred resource requirements for Medicaid | 10/23/06 | | |
| 907 KAR 3:182 (E) | CHFS | CHFS | Establishes special reimbursement for non-state owned acute care facilities | 10/23/06 | | |
| 811 KAR 1:005 | EPPC | EPPC | Definitions | 9/27/06 | | |
| 811 KAR 1:010 | EPPC | EPPC | harness racing associations | 9/27/06 | | |
| 811 KAR 1:020 | EPPC | EPPC | Registration and identification of horses | 9/27/06 | | |
| 811 KAR 1:025 | EPPC | EPPC | Farm or Stable Name | 9/27/06 | | |
| 811 KAR 1:030 | EPPC | EPPC | Eligibility and classification | 9/27/06 | | |
| 811 KAR 1:035 | EPPC | EPPC | Claiming Races | 9/27/06 | | |
| 811 KAR 1:040 | EPPC | EPPC | Stakes and futurities | 9/27/06 | | |
| 811 KAR 1:045 | EPPC | EPPC | Entries | 9/27/06 | | |
| 811 KAR 1:050 | EPPC | EPPC | Split races | 9/27/06 | | |
| 811 KAR 1:055 | EPPC | EPPC | Drawing horses, declaration to start | 9/27/06 | | |
| 811 KAR 1:060 | EPPC | EPPC | Postponement, rescheduling, purses | 9/27/06 | | - |
| 811 KAR 1:065 | EPPC | EPPC | Starting of races | 9/27/06 | | - |
| 811 KAR 1:071 | EPPC | EPPC | Repeal of 811 KAR 1:65,70,80,90 | 9/27/06 | | - |
| 811 KAR 1:075 | EPPC | EPPC | Racing and track rules | 9/27/06 | | - |
| 811 KAR 1:080 | EPPC | EPPC | Placing; money distribution | 9/27/06 | | - |

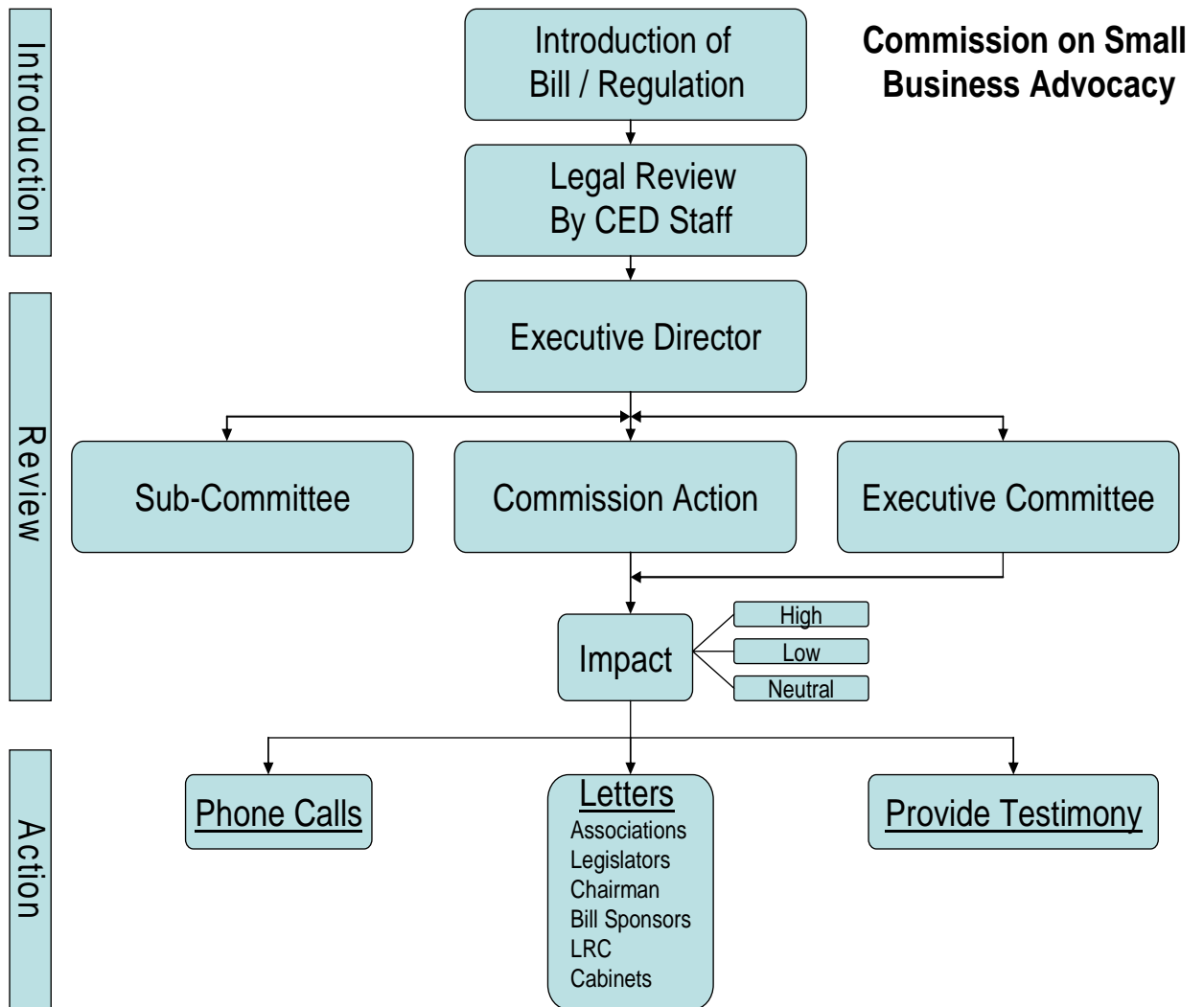
| Regulation # Received | Issuing Cabinet | Review Initiated by: | Summary | Date of Hearing | Review by Legal Dept. | Posted on alert page |
|--------------------------|--------------------|----------------------------|--|--------------------|--------------------------------|-------------------------------|
| 811 KAR 1:085 | EPPC | EPPC | Conduct of racing | 9/27/06 | | |
| 811 KAR 1:090 | EPPC | EPPC | Medication; prohibited practices | 9/27/06 | | |
| 811 KAR 1:095 | EPPC | EPPC | Disciplinary measures and penalties | 9/27/06 | | |
| 811 KAR 1:100 | EPPC | EPPC | Protests | 9/27/06 | | |
| 811 KAR 1:105 | EPPC | EPPC | Review and Repeal | 9/27/06 | | |
| 811 KAR 1:110 | EPPC | EPPC | Timing and Records | 9/27/06 | | |
| 811 KAR 1:130 | EPPC | EPPC | Security; persons permitted on premises | 9/27/06 | | |
| 811 KAR 1:135 | EPPC | EPPC | ID cards and badges | 9/27/06 | | |
| 811 KAR 1:140 | EPPC | EPPC | Post Time; entry number | 9/27/06 | | |
| 811 KAR 1:145 | EPPC | EPPC | Number of races per program | 9/27/06 | | |
| 811 KAR 1:155 | EPPC | EPPC | Postponements; decision on | 9/27/06 | | |
| 811 KAR 1:160 | EPPC | EPPC | Association with undesirables prohibited | 9/27/06 | | |
| 811 KAR 1:175 | EPPC | EPPC | Tack Inspection | 9/27/06 | | |
| 811 KAR 1:195 | EPPC | EPPC | Track deductions from wagers | 9/27/06 | | |
| 811 KAR 1:215 | EPPC | EPPC | Standard bred development fund | 9/27/06 | | |
| 811 KAR 1:220 | EPPC | EPPC | harness racing at county fairs | 9/27/06 | | |
| 811 KAR 1:225 | EPPC | EPPC | Substance Abuse by Authority employees | 9/27/06 | | |
| 907 KAR 1:450 | CHFS | CHFS | Nurse Aide Training | 9/21/06 | | |
| 921 KAR 3:042 | CHFS | CHFS | Food Stamp employment and training | 9/21/06 | | |
| 921 KAR 4:118E | CHFS | CHFS | The amendment to this regulation is changing the poverty income guideline to 150%. | 9/21/06 | | |
| 922 KAR 2:170E | CHFS | CHFS | Establishes criteria for implementation of the voluntary quality rating system for <u>Type I licensed child care centers</u> | 9/21/06 | | |
| 922 KAR 2:210E | CHFS | CHFS | Establishes criteria for implementation of the voluntary quality rating system for <u>Type II licensed and certified family child care providers</u> | 9/21/06 | | |
| 103 KAR 1:090 | FINANCE | FINANCE | General Administration Policies | 9/21/06 | | |
| 103 KAR 15:160 | FINANCE | FINANCE | Joint Individual and Corporation Income Tax Policies | 9/21/06 | | |
| 103 KAR 16:350 | FINANCE | FINANCE | Corporation Income Tax Policies withdrawn | 9/21/06 | | |
| 103 KAR 17:110 | FINANCE | FINANCE | Income tax policies and circulars | 9/21/06 | | |
| 103 KAR 18:170 | FINANCE | FINANCE | Withholding tax circulars | 9/21/06 | | |
| 103 KAR 20:030 | FINANCE | FINANCE | Corporation License Tax Policies withdrawn | 9/21/06 | | |
| 103 KAR 8:080 | FINANCE | FINANCE | Ad valorem taxation of machinery | 9/21/06 | | |
| 103 KAR 8:110 | FINANCE | FINANCE | Apportioned vehicles | 9/21/06 | | |

| Regulation # Received | Issuing Cabinet | Review Initiated by: | Summary | Date of Hearing | Review by Legal Dept. | Posted on alert page |
|--------------------------|--------------------|----------------------------|---|--------------------|--------------------------------|-------------------------------|
| 302 KAR 16:010 | GENERAL | GENERAL | Permit for operation of amusement rides | 9/21/06 | | |
| 302 KAR 16:020 | GENERAL | GENERAL | Operation of amusement rides | 9/21/06 | | |
| 401 KAR 51:210 | EPPC | EPPC | CAIR NOX trading program | 9/18/06 | | |
| 401 KAR 51:220 | EPPC | EPPC | CAIR NOX ozone season trading | 9/18/06 | | |
| 401 KAR 51:230 | EPPC | EPPC | CAIR SO2 trading program | 9/18/06 | | |
| 803 KAR 4:240 | EPPC | EPPC | Registration of brands | 9/18/06 | Informal | |
| 804 KAR 4:170 | EPPC | EPPC | Through Transporters | 9/18/06 | | |
| 804 KAR 4:230 | EPPC | EPPC | Extended hour supplement license | 9/18/06 | Informal | |
| 804 KAR 4:250 | EPPC | EPPC | Special temporary license | 9/18/06 | Informal | |
| 804 KAR 4:340 | EPPC | EPPC | Brew on Premise License | 9/18/06 | Informal | |
| 804 KAR 4:350 | EPPC | EPPC | Out of state brewer license | 9/18/06 | Informal | |
| 804 KAR 4:380 | EPPC | EPPC | Winery license applications | 9/18/06 | Informal | |
| 804 KAR 4:385 | EPPC | EPPC | Wine labels prohibited | 9/18/06 | Informal | |
| 804 KAR 4:410 | EPPC | EPPC | ABC forms | 9/18/06 | | |
| 804 KAR 4:420 | EPPC | EPPC | Small Farm winery wholesale license app forms | 9/18/06 | Informal | |
| 301 KAR 1:140 | FINANCE | FINANCE | Special Commercial Fishing Permit | 8/29/06 | | |
| 301 KAR 3:022 | FINANCE | FINANCE | License, tag, and permit fees | 8/29/06 | | |
| 805 KAR 8:060 | EPPC | EPPC | Establishes the imposition of sanctions, including civil monetary penalties against licensees for violations of mine safety laws. | 8/22/06 | | |
| 302 KAR 85:010 | GENERAL | GENERAL | Sets the standards upon which all weights and measures are based and establishes a fee system for calibration | 8/21/06 | Informal | |
| 921 KAR 1:410 | CHFS | CHFS | Child Support Collection | 7/21/06 | YES J.B. | Yes |
| 815 KAR 35:060 | EPPC | EPPC | Amendment to Licensing of Electrical Contractors, Electricians, and master Electricians | 7/21/06 | | |

| | |
|----------------|------------|
| Totals | |
| CHFS | 11 |
| ED | 15 |
| EPPC | 223 |
| FINANCE | 63 |
| GENERAL | 5 |
| JPS | 2 |
| TRANS | 9 |
| Total | 328 |

Appendix 2

Legislative / Regulatory Review Process



Appendix 3

Small Business Ombudsman Reporting Record

[illegible]

Appendix 4

Concerns of Small Business Survey

Kentucky Commission on Small Business Advocacy Concerns of Small Businesses Survey

The Kentucky Commission on Small Business Advocacy (CSBA) is seeking the opinions of small businesses related to Kentucky's regulatory environment. We would appreciate hearing your thoughts on the matter and have developed the following survey.

The objective of this survey is to help the CSBA identify public policies that in the opinion of small business owners are adversely impacting businesses in Kentucky or are no longer relevant. Survey results will also help to understand the opinions held by small businesses in Kentucky and identify state laws and regulations detrimental to the existing small business community in Kentucky.

We would like to thank the Kentucky Chamber of Commerce (KCC) and the Kentucky Small Business Development Centers (SBDC) for their assistance in distributing this survey.

How did you find out about this survey? ☐ Small Business Advocacy Website ☐

General Opinion Questions:

1. State regulations impact the profitability of small businesses in Kentucky:
☐ Strongly Agree ☐ Agree ☐ Disagree ☐ Strongly Disagree ☐ Do Not Know
2. Kentucky is concerned with the impact of regulations on small businesses:
☐ Strongly Agree ☐ Agree ☐ Disagree ☐ Strongly Disagree ☐ Do Not Know
3. State regulations adversely impact the profitability of my company:
☐ Strongly Agree ☐ Agree ☐ Disagree ☐ Strongly Disagree ☐ Do Not Know
4. Small business in general is overly regulated by the Commonwealth of Kentucky:
☐ Strongly Agree ☐ Agree ☐ Disagree ☐ Strongly Disagree ☐ Do Not Know
5. My small business is overly regulated by the Commonwealth of Kentucky:
☐ Strongly Agree ☐ Agree ☐ Disagree ☐ Strongly Disagree ☐ Do Not Know
6. The overall regulatory environment for operating a small business in Kentucky is:(Excellent/10, Poor/1)
☐ 10 ☐ 9 ☐ 8 ☐ 7 ☐ 6 ☐ 5 ☐ 4 ☐ 3 ☐ 2 ☐ 1 ☐ Do Not Know
7. I would consider establishing another small business in Kentucky:
☐ Yes ☐ No ☐ Maybe ☐ Do Not Know

Open Ended Small Business Regulation Responses:

Please review the following list of general public policy categories and where appropriate state your opinions and concerns. If you are concerned with a particular public policy or regulation please be as

specific as possible. **Note:** Each response is limited to a maximum of 6,000 characters.

Establishing a business in Kentucky – Organization, Licensing, Permits, Other:



State Taxes – Sales Tax, Income Tax, Other Business Related Taxes :



Employment Issues – Workers Compensation, Unemployment Insurance, Wages, Other:



Environmental Compliance Issues – Air Quality, Water Discharge, Solid Waste, Hazardous Materials, Other:



Safety Issues – OSHA, Building Inspections, Fire Codes, Other:



Business or Industry Specific Regulations

(Finance, Insurance, Real Estate, Pharmacy, Agriculture, Manufacturing, Auto Dealers, Transportation, Medical, Hospitality, Publishing, Engineering, etc.) :



If the Kentucky Commission on Small Business Advocacy could do **one** thing to help **your** business what would that be?

Demographics:

Number of Employees: _____

Year Established: _____

Your Position: _____

Type of Business: _____

Optional:

Name:

Title: _____

Email:

Company Name: _____

Location: _____

Average of the past 3 years Gross Annual Sales:

\$ _____

(Enter numerals only; no commas)

Contact Information: _____

[Print Form](#)

[Submit](#)

After completing the survey please click on the Submit button and your responses will be delivered to us electronically. Thank you for taking the time to complete this survey. We appreciate your input.

For a copy of the survey results please register at www.KySBA.com. or contact the CSBA office toll free at 877-355-3822.

Kentucky Commission on Small Business Advocacy
Kentucky Cabinet For Economic Development
2300 Capital Plaza
500 Mero St.
Frankfort, Kentucky 40601
ken.robinson@ky.gov

You can view additional information about the Kentucky Commission on Small Business Advocacy by visiting www.KySBA.com.

Kansas City Presentation

(To be inserted by hand due to size)

Tab 1

Commission Members:

Loretta Daniel, 1st District

Loretta Daniel, of Sedalia, is the Assistant Director of the Regional Center for Emerging Technology (WRCET) at Murray State University. Ms. Daniel is a member of the National Business Incubation Association (NBIA) as well as the Paducah Area Chamber of Commerce. She has served as a Management Consultant with the Murray State University SBDC office in Paducah office since 2000. She is a graduate of Murray State University and the former owner of a small business which she operated for 8 1/2 years.

Todd Duff, 1st District

Todd Duff, a self-employed small business owner from Paducah. Duff graduated from Murray State University with a bachelor's degree in engineering graphics and a master's degree in management of technology. He represents the 1st Congressional District.

Greg Burkot, 2nd District Commission Chairman

Greg Burkot, of Bardstown, owner and president of MQR Inc. Burkot is a graduate of the University of South Carolina, where he received a bachelor's degree in business administration. He represents the 2nd Congressional District.

Keith Bratcher, 2nd District

Keith Bratcher is a resident of Leitchfield, Ky. Mr. Bratcher is the President of Bratcher Construction. He is a past board member of the Lincoln Trail Homebuilders, past Chairman of the Registered Home Builders Board, and a past member of the Grayson County Chamber of Commerce Board of Directors. Bratcher represents the 2nd Congressional District.

Audwin Helton, 3rd District

Audwin Helton, of Louisville, owner of Spartial Data Integrations. He is a graduate of North Carolina Central University and the College of Notre Dame. He is a member of the U.S. Bank board, the University of Louisville Overseers board, the Fund for the Arts board and the Career Resources board. He represents the 3rd Congressional District.

Tom Underwood, 3rd District

Tom Underwood, of Louisville, State Director for National Federation of Independent Business. He received his bachelor's and master's degree from the University of Kentucky. He is a member of the American Society of Association Executives. Underwood represents the 3rd Congressional District.

**Vivian Llambi, 4th District
Commission Secretary**

Vivian Llambi resides in Florence, Ky. where she is the owner and President of a landscape architecture firm. Mrs. Llambi is a graduate of the University of Florida. She is a member of the Cincinnati Chamber of Commerce Board of Directors and the Northern Kentucky University College of Business Advisory Board. Llambi represents the 4th Congressional District.

Suzan Ross, 4th District

Suzan Ross, of Maysville, a self-employed certified public accountant. Ross received her bachelor's degree from the University of Texas at El Paso. She is a member of the Hayswood Foundation Board of Directors and the American Association of University Women. She is also treasurer for the Downing Performing Arts Academy. Ross represents the 4th Congressional District.

Ray White, 5th District

Ray White, of Morehead, president of Harold White Lumber, Inc. He is a graduate of Morehead State University. White is a member of the Appalachian Hardwood Manufacturers Association and the National Hardwood Lumber Association Board of Directors. He is past director of the Kentucky Forest Industry Association, the Forest Industries Workers Compensation Fund Board of Trustees. In addition, he served as past president of the Morehead/Rowan County Chamber of Commerce. White represents the 5th Congressional District.

Donna Vance, 5th District

Donna Vance, of Corbin, owner of Tri-County Mortgage. She attended Western Kentucky University, and serves on the Cumberland Valley National Bank Board and as treasurer of the Knox Whitley Humane Society and the Tri-County Elks Lodge #2826. She represents the 5th Congressional District.

Ajay Gupta, 6th District

Ajay Gupta, of Lexington, a co-owner of Everburn Manufacturing Inc. and Housewarmings. He is a graduate of Southern Illinois University and the University of Cincinnati. Gupta represents the 6th Congressional District.

Elizabeth Ruggles Pitchford, 6th District

Elizabeth Ruggles Pitchford, of Salvisa, a previous owner, currently National Sales & Marketing Director, of Ruggles Sign Company. She is a graduate of the University of Kentucky and former chair of the Woodford County Chamber of Commerce. Ruggles Pitchford represents the 6th Congressional District.

CSBA Staffing Activities:

The members and staff of the Commission on Small Business Advocacy would like to welcome Craig Kelly, Staff Assistant. Mr. Kelly is a native Kentuckian having grown up in Frankfort and Murray. He received his Bachelor of Science degree in 1988 and Master of Science degree in 1994 both from Murray State University. He joined the Kentucky Cabinet for Economic Development's Office of Job Development in 1995. In 1996 he transferred to the Business Information Clearinghouse (BIC) as Business Development Officer and became the Branch Manager of BIC in 2003. Craig joined the Commission on Small Business Advocacy in January 2007.